

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DEONTE VONDELL SPICER.

Case No. 5:17-00717 CJC (ADS)

Plaintiff:

V.

J. BUNSOLD *et al.*

**ORDER ACCEPTING REPORT AND
RECOMMENDATION OF UNITED STATES
MAGISTRATE JUDGE AND DISMISSING
CASE**

Defendants,

Pursuant to 28 U.S.C. § 636, the Court has reviewed the pleadings and all the

records and files herein, including the Report and Recommendation ("R&R") dated

19 February 24, 2020 [Dkt. No. 102] and Plaintiff's Response, which the Court construes as

objections to the R&R (“Objections”) [Dkt. No. 105].

Nothing in Plaintiff's Objections refutes the Magistrate Judge's finding that there

is no genuine dispute as to Plaintiff's failure to comply with the administrative

23 exhaustion requirements of the Prison Litigation Reform Act (“PLRA”). Plaintiffs

24 Objections largely reargue the same assertions made in his written and oral oppositions

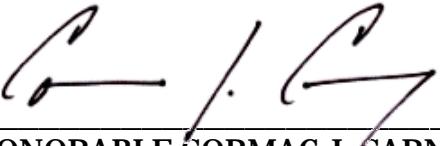
1 to the Defendants' Motions for Summary Judgment. Plaintiff's Objections do not
2 provide any new legal arguments or evidence to support his assertions.

3 As such, after thorough analysis and consideration of the Complaint, the
4 Motions for Summary Judgment, and the Report and Recommendation, and having
5 performed a de novo review of those portions to which objections were made, the Court
6 concurs with and accepts the findings, conclusions and recommendations of the
7 Magistrate Judge.

8 Accordingly, IT IS HEREBY ORDERED:

- 9 1. The United States Magistrate Judge's Report and Recommendation,
10 [Dkt. No. 102], is accepted;
- 11 2. Defendants' Motions for Summary Judgment [Dkt. Nos. 76, 77] are
12 granted;
- 13 3. The case is dismissed without prejudice; and
- 14 4. Judgment is to be entered accordingly.

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16 DATED: April 2, 2020



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THE HONORABLE CORMAC J. CARNEY
United States District Judge